



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **Botich et al**

Application No. 10/727,363

Attorney Docket No. 1032-P01445US3

Filed: December 3, 2003

For: CATHETER INSERTION DEVICE
WITH RETRACTABLE NEEDLE

Examiner: Han, Mark

Group Art Unit: 3763


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MDC Investment Holdings, Inc. (hereinafter "Owner"), a Corporation, states that it is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above. A copy of the assignment from the inventor(s) to the Owner is attached.

The Owner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,077,244. The Owner hereby agrees that any patent granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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 11-18-05
Signature Date

Joseph N. Bongiovanni, Esq. – Secretary
Typed or printed name